

EXHIBIT C

LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013

1

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

-----x

JABBAR COLLINS,

Plaintiff,

CIVIL ACTION

-against-

No. 11CV00766

THE CITY OF NEW YORK; MICHAEL F.
VECCHIONE, BRIAN MAHER, STEPHEN
BONDOR, SHOLOM TWERSKY, ANTHONY
D'ANGELO, MELANIE MARMER, MORGAN J.
DENNEHY, VIRGINIA C. MODEST, and
JODI MANDEL, as employees of the
Kings County District Attorney's
Office and Individually, and VINCENT
GERECITANO and JOSE R. HERNANDEZ,
Individually and as members of the
New York City Police Department,

Defendants.

-----x

May 10, 2013

2:13 p.m.

Deposition of LIZA FITZPATRICK, taken by
Plaintiff, at the Law Offices of Joel B.
Rudin, 200 West 57th Street, Suite 900, New
York, New York 10019, before Anneliese R.
Tursi, a Registered Professional Reporter and
Notary Public within and for the State of New
York.



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LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
2

STATE OF NEW YORK
COURT OF CLAIMS

-----X

JABBAR COLLINS,

Claimant,

-against-

CLAIM NO.
119586

THE STATE OF NEW YORK,

Respondent.

-----X

May 10, 2013
2:13 p.m.

Deposition of LIZA FITZPATRICK, taken by
Plaintiff, at the Law Offices of Joel B.
Rudin, 200 West 57th Street, Suite 900, New
York, New York 10019, before Anneliese R.
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LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
3

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ALSO PRESENT:

JABBAR COLLINS



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LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
5

1 L. FITZPATRICK
2 (Plaintiff's Exhibits 81-120
3 premarked for identification, as
4 of this date.)

5 L I Z A F I T Z P A T R I C K,
6 residing at 55 Queen Ann Drive,
7 Shrewsbury, New Jersey 07702, having
8 been first duly sworn/affirmed by the
9 Notary Public (Anneliese R. Tursi), was
10 examined and testified as follows:

11 EXAMINATION BY MR. RUDIN:

12 Q. Good afternoon, Ms. Fitzpatrick.

13 A. Good afternoon.

14 Q. My my name is Joel Rudin. I
15 represent Jabbar Collins who is the plaintiff
16 in a civil rights action that is pending in
17 the federal court in Brooklyn and also a
18 claimant in an action that is pending in the
19 New York State Court of Claims.

20 MR. RUDIN: This caption should
21 also reflect both captions.

22 MR. LARKIN: That's fine with us.
23 I don't object to that.

24 MR. RUDIN: We notified the
25 attorney for the state and she could not

LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
37

1 L. FITZPATRICK

2 A. Yes.

3 Q. Do you know whose handwriting is
4 on the upper left-hand corner of that page?

5 A. That would be mine.

6 Q. And it says fax number and then
7 there is an 809 area code?

8 A. Yes.

9 Q. Was that a number that you faxed
10 this material to in Puerto Rico?

11 A. I suppose so, yes.

12 Q. Now I'm going to show you a
13 five-page document that is marked as
14 Plaintiff's 79.

15 A. Okay.

16 Q. Do you recognize that document as
17 the document that was faxed along with that
18 cover sheet?

19 A. No.

20 MR. LARKIN: Just a form
21 objection. You can answer.

22 A. No.

23 Q. Well, what is the top page of that
24 document?

25 A. It is from the DA's office.



LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
38

1 L. FITZPATRICK

2 Q. Is it fair to say that is a letter
3 from Mr. Posner to Mr. Vecchione?

4 A. Yes.

5 Q. Dated February 27, 1995?

6 A. Yes.

7 Q. Do you recognize Mr. Posner's
8 signature?

9 A. No.

10 Q. And the letter is directed to Mr.
11 Vecchione at the Holiday Inn Crowne Plaza
12 Hotel in San Juan?

13 A. Yes.

14 Q. Would you turn to the next page of
15 that document.

16 A. Yes.

17 Q. Do you recognize what kind of
18 document that is, what it calls itself?

19 A. Material witness order.

20 Q. And who is the witness that the
21 order is intended to produce?

22 A. Adrian Diaz.

23 Q. Now, would you turn to the last
24 page of that document. Do you see that there
25 is a line under which it is typed in Michael

LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
39

1 L. FITZPATRICK

2 F. Vecchione?

3 A. Yes.

4 Q. Do you see that there is
5 handwriting above that line?

6 A. That's my handwriting.

7 Q. Did anyone ask you to sign that
8 document?

9 A. No.

10 Q. Why did you sign that document in
11 the name of Michael Vecchione?

12 A. That was pretty much common
13 practice. If he was not around I would sign
14 it.

15 Q. Now, do you see that at the bottom
16 of that page it says: "Sworn to before me
17 this 24th day of February 1995" and then there
18 is a signature Margarita Colon?

19 A. Yes.

20 Q. Was that a notarization of a
21 signature?

22 A. Yes.

23 Q. Were you present when Margarita
24 Colon notarized this document?

25 A. I don't know.



LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
40

1 L. FITZPATRICK

2 Q. Did you know a Margarita Colon?

3 A. Yes.

4 Q. Who was she?

5 A. She was a paralegal in homicide.

6 Q. Did she work under your
7 supervision?

8 A. Yes, she did. But I would also
9 like to state that at times, this could be
10 sitting there, another order could be sitting
11 there, another order could be sitting there
12 whether I was in her presence or anybody was
13 in her presence when she did this, I can't
14 tell you.

15 Q. Do I understand your testimony to
16 be that it was a common practice at that time
17 for you to sign Mr. Vecchione's name on
18 documents of this nature?

19 MR. LARKIN: Form objection.

20 A. If he was not available.

21 Q. And did you also sign, was it also
22 the practice at that time for you to sign the
23 name of other prosecutors on similar documents
24 when they were not available?

25 MR. LARKIN: Form objection.



LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
41

1 L. FITZPATRICK

2 A. Yes.

3 Q. And did Mr. Vecchione know that
4 that was the practice?

5 A. I believe.

6 Q. Did Mr. Posner know that that was
7 the practice?

8 A. Yes.

9 Q. Did Mr. Hale know that that was
10 the practice?

11 MR. LARKIN: Well, just objection
12 to form. You can answer.

13 A. I believe so.

14 Q. Do you know whether or not that
15 was the practice outside the homicide bureau?

16 MR. LARKIN: Objection: form.

17 A. Yes.

18 Q. And what's the basis of your
19 knowledge of that?

20 A. I did it before I went to
21 homicide, when I worked from 1985 on until at
22 some point in the office and I don't recall
23 when, we were told that we could not do that
24 and we had to do that backwards slash S
25 backwards slash and then sign the name.



LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
42

1 L. FITZPATRICK

2 Q. And when were you told that?

3 A. I can't recall. I know it was
4 after, I think it is when I was working with
5 Ken Taub.

6 Q. What were the kinds of documents
7 that you would sign in the name of Mr.
8 Vecchione or other ADAs?

9 A. Like the personal subpoenas we
10 would send out or material witness order, even
11 so much in ordering when you showed me the
12 Sprint, for a Sprint, I would sign it there.

13 Q. Damiani order?

14 A. Yes.

15 Q. Affirmations in support of
16 motions?

17 MR. LARKIN: Objection: form.

18 A. I don't know.

19 Q. Or affirmations responding to
20 discovery demands, would you sign there?

21 MR. LARKIN: Objection to form.

22 A. I don't recall.

23 Q. Now, this affidavit that's part of
24 Exhibit 79, do you see the last two pages? It
25 says Affidavit on Application For Certificate.

LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
43

1 L. FITZPATRICK

2 Do you see --

3 A. Exhibit 91?

4 Q. Yes. You are holding it.

5 A. Because it says 79.

6 Q. I'm sorry, 79. Do you see Exhibit
7 79?

8 A. Yes.

9 Q. Would you turn to the last two
10 pages.

11 A. Yes.

12 Q. Do you see where it says Affidavit
13 on Application For Certificate?

14 A. Yes.

15 Q. And then it says: "Michael F.
16 Vecchione being duly sworn, deposes and says."

17 A. Yes.

18 Q. And then it is followed by a
19 number of paragraphs that contain information.

20 A. Yes.

21 Q. Do you know who actually typed out
22 this form, this affidavit?

23 A. A secretary.

24 Q. Do you have any knowledge about
25 who provided the secretary the information

LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
44

1 L. FITZPATRICK

2 that's in this document?

3 A. I would assume that Michael
4 Vecchione did, or a combination.

5 Q. Of who?

6 A. I may have filled in some dates or
7 stuff like that, but I did not write this
8 document.

9 Q. I'm going to move onto another
10 document. I'm going to ask you to look at
11 Plaintiff's 91.

12 (Plaintiff's Exhibit 91,
13 Material Witness Order.)

14 A. Okay.

15 Q. Do you recognize that document?

16 A. It is a material witness order.

17 Q. And do you see the name of the
18 witness that it pertains to?

19 A. Angel Santos.

20 Q. Now, do you see on the second page
21 of that document there is a signature line for
22 the judge, Egitto?

23 A. Yes.

24 Q. And underneath that there is a
25 signature line for Mr. Vecchione?



LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
45

1 L. FITZPATRICK

2 A. Yes.

3 Q. And there is a signature there?

4 A. Yes.

5 Q. Do you recognize that as his
6 signature?

7 A. I do.

8 Q. Would you turn to the last page of
9 the document. Do you see that there is a
10 signature line for Michael Vecchione?

11 A. Yes.

12 Q. And then the name Michael
13 Vecchione is written above that?

14 A. Yes.

15 Q. Do you recognize whose signature
16 that is?

17 A. I do.

18 Q. Whose is it?

19 A. It's mine.

20 Q. Do you see that there is a
21 notarization that appears below it?

22 A. Yes.

23 Q. "Sworn to before me this 23rd day
24 of February 1995."

25 A. Yes.



LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
46

1 L. FITZPATRICK

2 Q. And then there is a name Lori E.
3 Katz

4 A. Okay.

5 Q. Is that the name?

6 A. I don't know. It could also look
7 like Lou. I don't know who that person is or
8 I don't recall.

9 Q. Do you recall anyone notarizing
10 that signature in your presence?

11 A. No.

12 Q. You don't know who that person is
13 who notarized it?

14 A. No, I don't recall.

15 Q. Now, this document that contains
16 your signature of the name Michael Vecchione,
17 that signature is on an affirmation in support
18 of people's motion for a material witness
19 order?

20 A. Yes.

21 Q. And do you see that it says
22 "Michael Vecchione being duly sworn, deposes
23 and says"?

24 A. Yes, I do.

25 Q. And then underneath that there are



LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
47

1 L. FITZPATRICK
2 a number of paragraphs containing information?

3 A. Yes.

4 Q. Do you know who prepared the body
5 of the affirmation that contains the
6 information?

7 A. No.

8 Q. Do you know who provided the
9 information that is contained in the
10 affirmation?

11 A. I may have. Let me see. Or
12 Detective Bondor or Mike himself. I couldn't
13 tell you exactly. But if it were Mike, he
14 would need to know all this information, he
15 would get that partially from me, perhaps from
16 the detectives.

17 Q. And what was your understanding at
18 the time, of a material witness order or
19 warrant?

20 A. My understanding of what it is?
21 That this witness is material to the case and
22 is not making himself available to come in to
23 testify after numerous attempts at trying to
24 get him in.

25 Q. And did you understand at the time



LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
48

1 L. FITZPATRICK
2 that a material witness warrant would be
3 issued by a judge?

4 A. Yes.

5 Q. And did you have any understanding
6 about what the warrant entitled the office to
7 do with respect to the individual who it
8 pertained to?

9 MR. LARKIN: Form objection.

10 A. Yes.

11 Q. What was your understanding?

12 A. My understanding was that it would
13 allow the detectives to arrest him on that
14 warrant and bring him in to testify or to at
15 least come into the office.

16 Q. Now, was there a practice at that
17 time at the District Attorney's office
18 concerning where to first bring an individual
19 who was picked up on a material witness
20 warrant?

21 MR. LARKIN: Just note the form
22 objection.

23 You can answer.

24 THE WITNESS: Could you repeat
25 that?



LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
52

1 L. FITZPATRICK

2 Q. Were you present at any point
3 where Angel Santos was interviewed or
4 questioned by any representative of the DA's
5 office?

6 A. I don't remember.

7 Q. Do you recall any instance in
8 which a witness in connection with the Jabbar
9 Collins case was housed for a period of time
10 at the Bronx House of Detention?

11 A. No, I don't remember. I'm sorry.

12 Q. Was there a practice in 1995 when
13 you were working for the homicide bureau to
14 issue subpoenas for witnesses to come to the
15 DA's office to be interviewed?

16 MR. LARKIN: Objection.

17 A. Yes.

18 Q. And what was your understanding of
19 that practice?

20 MR. LARKIN: Same objection.

21 A. Quite often people needed
22 subpoenas for work. Also we would send out
23 subpoenas, like if I had not heard from
24 someone contact-wise on the contact list, I
25 would send out a subpoena. And then if that

LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
53

1 L. FITZPATRICK

2 was ignored, it is sort of setting up showing
3 what I've done to get this person in.

4 Q. What do you mean if it was
5 ignored?

6 A. If --

7 MR. LARKIN: Objection to this
8 line of questions, the foundation.

9 Go ahead, you can answer, I'm
10 sorry.

11 A. If the date came and went and that
12 person did not show up, that's what I mean by
13 ignored.

14 Q. Well, was it your practice in 1995
15 in the course of your duties as a paralegal in
16 the homicide bureau, to send out subpoenas to
17 witnesses directing them to report to the DA's
18 office?

19 MR. LARKIN: Objection: form.

20 A. Yes.

21 Q. And do you know whether or not
22 that was the practice of any other paralegals
23 or prosecutors at the DA's office at that
24 time?

25 A. Yes.



LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
54

1 L. FITZPATRICK

2 Q. Were those subpoenas in connection
3 with trial preparation?

4 MR. LARKIN: Objection: form.

5 MR. RUDIN: Withdrawn.

6 Q. What were those subpoenas in
7 connection with.

8 MR. LARKIN: Same objection. Go
9 ahead.

10 A. It could be hearings, trials. If
11 after repeated attempts at trying to locate or
12 find or contact a witness, I would send out
13 the DIs with a personal subpoena for their
14 appearance.

15 Q. Appearance where?

16 A. To the DA's office.

17 Q. Were witnesses sometimes brought
18 in by the detective investigators pursuant to
19 those subpoenas to meet with prosecutors at
20 the DA's office?

21 MR. LARKIN: Objection: form.

22 A. Yes.

23 Q. Were you trained or instructed by
24 anyone at the DA's office to issue those
25 subpoenas; that is, subpoenas directing

LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
55

1 L. FITZPATRICK
2 witnesses to report to the DA's office?

3 MR. LARKIN: Objection.

4 A. Yes.

5 Q. And who did you receive that
6 training or instruction from?

7 A. Originally when I began work in
8 the office, whoever trained me, that's where.

9 Q. Did you ever receive any
10 instruction or training from Mr. Vecchione to
11 issue subpoenas to witnesses to report to the
12 DA's office?

13 A. Not training. Instructions, yeah,
14 instructing me to, yes.

15 Q. Do you have any way of estimating
16 how many subpoenas you had executed by
17 detective investigators at the homicide bureau
18 directing witnesses to report to the DA's
19 office?

20 MR. LARKIN: Objection to form.

21 A. No, I really can't. A lot.

22 Q. Hundreds?

23 A. Oh, yeah.

24 MR. LARKIN: Objection to form.

25 Q. Your answer is "oh, yeah"?



LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
56

1 L. FITZPATRICK

2 A. Oh, yeah. Yes.

3 Q. How frequently were witnesses
4 brought in by detective investigators on
5 material witness warrants, brought directly to
6 a hotel?

7 MR. LARKIN: Objection to the
8 form.

9 A. Directly to the hotel? I don't
10 know.

11 Q. Well, was the practice to bring
12 material witnesses directly to the office or
13 directly to a hotel?

14 MR. LARKIN: Objection to form.

15 A. The practice?

16 Q. What was the practice with
17 bringing in material witnesses?

18 MR. LARKIN: Objection.

19 Q. Pursuant to warrants, material
20 witness warrants.

21 MR. LARKIN: Objection. I think
22 it was asked and answered, but go ahead.

23 A. I guess it would depend on the
24 circumstances. I don't recall just going
25 directly to a hotel, but then, again, if it

LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
100

1 L. FITZPATRICK

2 A. No.

3 Q. Do you see at the bottom it says
4 "beeper check on numbers that came up that" --

5 A. "That day."

6 Q. "Detective notebook"?

7 A. Yes.

8 Q. Do you know what that means?

9 A. No.

10 (Plaintiff's Exhibit 112,
11 order to produce in People v.
12 Johnny Williams dated March 8,
13 1994.)

14 Q. Now I'm going to show you a series
15 of exhibits and it is really very simple, I'm
16 just going to ask you if you recognize the
17 handwriting on it?

18 A. Okay.

19 Q. Plaintiff's 112, order to produce
20 in a case People against Johnny Williams for a
21 witness named Dana Everett?

22 A. Yes.

23 Q. And it is dated March 8, 1994?

24 A. Yes.

25 Q. And it says Mike Vecchione on the



LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
101

1 L. FITZPATRICK

2 bottom?

3 A. Yes.

4 Q. Is that your handwriting?

5 A. Yes.

6 (Plaintiff's Exhibit 113,
7 affirmation regarding a witness
8 named Joseph Stacione.)

9 Q. Plaintiff's 113 is an affirmation
10 regarding a witness named Joseph Stacione?

11 A. Yes.

12 Q. And do you see on the second page
13 there is a signature for Michael Vecchione?

14 A. Yes.

15 Q. Is that your handwriting?

16 A. Yes.

17 (Plaintiff's Exhibit 114,
18 order to produce in People v.
19 Saponaro and Stasio, dated June 29,
20 1995.)

21 Q. Plaintiff's 114 is an order to
22 produce in the case of People against Saponaro
23 and Stasio, dated June 29, 1995?

24 A. Yes.

25 Q. And at the bottom, the affirmation

LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
102

1 L. FITZPATRICK
2 is signed in the name of Michael Vecchione?

3 A. Yes.

4 Q. Is that your signature?

5 A. It is.

6 (Plaintiff's Exhibit 115,
7 order to produce People against
8 Joseph Stasio, et al., dated
9 October 25, 1995.)

10 Q. Plaintiff's 115 is an order to
11 produce in the case of People against Joseph
12 Stasio, et al. This one is dated October 25,
13 1995.

14 A. Yes.

15 Q. There is an affirmation in the
16 name of Michael Vecchione?

17 A. Yes.

18 Q. Did you sign his name?

19 A. Yes.

20 Q. By the way, in connection with
21 these orders to produce where you signed Mr.
22 Vecchione's name, what was the practice with
23 respect to bringing those applications for
24 orders to produce to the court? Who would do
25 that?

LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
103

1 L. FITZPATRICK

2 A. Any number of people would do it.
3 I could have done it. If there were
4 paralegals going over to court for other
5 things, you would give them the order. They
6 will have the judge sign it. Other attorneys
7 could have brought the order over. So any
8 number of people.

9 Q. And did Mr. Vecchione sometimes
10 bring orders like this over?

11 A. Yes.

12 (Plaintiff's Exhibit 116,
13 order to produce witness Marco
14 Ingrao dated March 27th, 1996.)

15 Q. Plaintiff's 116 is an order to
16 produce concerning a witness Marco Ingrao
17 dated March 27th, at least the affirmation is
18 dated March 27th, 1996.

19 A. Yes.

20 Q. Is that your signature of the
21 Michael Vecchione's name on the affirmation?

22 A. Yes, it is.

23 (Plaintiff's Exhibit 117,
24 affirmation dated May 16, 1996
25 concerning Michael Gattuso.)

LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
104

1 L. FITZPATRICK

2 Q. Plaintiff's 117. I'm sorry, can I
3 have that back for a second?

4 A. Sure.

5 MR. RUDIN: I don't have extra
6 copies of this, but I will have a copy
7 made.

8 Q. Plaintiff's 117 is an affirmation
9 dated May 16, 1996 concerning a Michael
10 Gattuso. Is that right?

11 A. Yes.

12 Q. And who signed Mr. Vecchione's
13 name to the affirmation?

14 A. I did.

15 MR. LARKIN: Was Plaintiff's 117
16 produced to us? Do you know?

17 MR. RUDIN: I think so.

18 MR. LARKIN: I just don't see a
19 number on it, that's why I'm asking.

20 MR. RUDIN: It was appended to the
21 complaint. It should have been
22 produced. If it wasn't, it wasn't a
23 long list of affirmations.

24 MR. LARKIN: This is 117 and for
25 the record dated, it looks like May 16,



LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
105

1 L. FITZPATRICK

2 1996.

3 MR. RUDIN: Yes.

4 A. Do you need that back?

5 MR. LARKIN: What was the name of
6 that case, Joel?

7 MR. RUDIN: In the matter of an ex
8 parte application by the Kings County
9 District Attorney regarding a
10 confidential investigation Re: Michael
11 Gattuso.

12 MR. LARKIN: Okay.

13 MR. RUDIN: And we will make a
14 copy of that for you.

15 MR. LARKIN: Gattuso. Okay.

16 (Plaintiff's Exhibit 118,
17 affirmation in the matter of Marco
18 Ingrao dated March 27, 1996 marked
19 for identification, as of this
20 date.)

21 Q. This is Plaintiff's 118. Take a
22 look at that.

23 A. Yes.

24 Q. That's an affirmation in the
25 matter of Marco Ingrao dated March 27, 1996.



LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
106

1 L. FITZPATRICK

2 Is that your signature at the bottom?

3 A. Yes.

4 Q. Plaintiff's 119.

5 (Plaintiff's Exhibit 119,
6 affirmation regarding Marco Ingrao
7 dated June 19, 1996.)

8 Q. Another affirmation regarding the
9 same individual dated June 19, 1996. Is that
10 your signature at the bottom?

11 A. Yes.

12 Q. In the name of Michael Vecchione?

13 A. Yes.

14 Q. You see at the bottom left-hand
15 side it says MV and then there is a colon and
16 then in small letters it is KLR?

17 A. I don't know who they are.

18 Q. Well, MV is Michael Vecchione?

19 A. KLR.

20 Q. Is KLR supposed to be the person
21 who prepared the document? You don't know?

22 A. I didn't ever type any of this,
23 so.

24 (Plaintiff's Exhibit 120,
25 material witness application for



LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
107

1 L. FITZPATRICK

2 People v. Schlomo Helbrans dated
3 October 21, 1994.)

4 Q. Plaintiff's 120 is a material
5 witness application for People against Schlomo
6 Helbrans who is the defendant for material
7 witness Nissim Mizrachi. Is that right?

8 A. Yes.

9 Q. And it is dated October 21, 1994.

10 A. Yes.

11 Q. And who signed Michael Vecchione's
12 name to it?

13 A. I did.

14 Q. Do you see at the bottom left
15 there is a notary stamp?

16 A. Yes.

17 Q. For Sheila D. Hoke?

18 A. Yes.

19 Q. Do you know who that is?

20 A. No.

21 Q. Was this notarized in your
22 presence?

23 A. I don't recall.

24 Q. Do you see it says "Sworn to
25 before me this 21st day of October 1994" at



LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
108

1 L. FITZPATRICK

2 the bottom of the second page of that
3 document?

4 A. Yes.

5 Q. Did you take an oath that this
6 document was truthful before a notary?

7 MR. LARKIN: Objection.

8 A. Did I take an oath?

9 Q. Yes.

10 A. No.

11 Q. Do you know whether Mr. Vecchione
12 took an oath that this document was truthful
13 in front of a notary?

14 MR. LARKIN: Objection.

15 A. No.

16 Q. Did you understand while you were
17 employed at the Brooklyn District Attorney's
18 office what an affirmation is?

19 A. An oath.

20 Q. To tell the truth?

21 A. Yes.

22 Q. Did you understand at the time
23 that if someone took an oath in connection
24 with signing an affirmation that had factual
25 allegations in it, if it turned out that the

LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
109

1 L. FITZPATRICK

2 factual allegations were false, that the
3 person who took the oath was subject to
4 prosecution for perjury?

5 MR. LARKIN: Objection.

6 A. I guess that I was not aware of
7 that at the time.

8 Q. Did anyone explain to you while
9 you were employed at the District Attorney's
10 office that there might be something wrong in
11 your signing the name of a prosecutor to an
12 affirmation or an affidavit in place of a
13 signature of that prosecutor?

14 MR. LARKIN: Objection. You can
15 answer.

16 A. No. And like I had said earlier,
17 it wasn't until, and I don't know the year,
18 but I believe it was under Ken Taub when we
19 were made aware and with the backwards slash S
20 backwards slash then you can sign.

21 Q. And when did that happen in
22 relation to your employment at the office, how
23 soon before you left?

24 A. A couple of years before I left.

25 Q. What year did you leave again?



LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
110

1 L. FITZPATRICK

2 A. '99.

3 Q. So how many years at the District
4 Attorney's office was it the practice for
5 paralegals to sign the names of assistant
6 district attorney's to affirmations or
7 affidavits?

8 MR. LARKIN: Objection to that.

9 You can answer.

10 A. Well, I started there either '85,
11 '86, left in '90, came back in '93, left in
12 '99, but prior to '99, maybe a couple of years
13 before that, so.

14 Q. From the time you started until
15 two years before you left with the exception?

16 A. Two or three years.

17 Q. When you weren't there?

18 A. Yes.

19 Q. Let me just ask, let's do that
20 again because I'm not sure it is clear.

21 A. Okay.

22 Q. From the time you started until
23 the time you took a leave?

24 A. Yes.

25 Q. From the time you came back from



LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
111

1 L. FITZPATRICK

2 the leave until about two years before you
3 left?

4 A. About two, three years, yeah.

5 Q. During that entire period until
6 two or three years before you left, it was the
7 practice to have paralegals sign the names of
8 assistant district attorneys to affidavits or
9 affirmations in connection with Damiani
10 orders, orders to produce and material witness
11 orders?

12 MR. LARKIN: Form objection. Go
13 ahead.

14 A. I wouldn't say it is the practice.
15 I never had anyone say anything to me
16 otherwise.

17 Q. Now, I showed you a number of
18 documents that were actually notarized, where
19 the signatures were notarized by notaries?

20 A. Yes, you did.

21 Q. Did anyone ever explain to you
22 while you were in the District Attorney's
23 office before Ken Taub put an end to the
24 practice, that there was anything wrong in
25 your signing a document for an assistant

LIZA FITZPATRICK
JABBAR COLLINS vs CITY OF NEW YORK

May 10, 2013
112

1 L. FITZPATRICK

2 district attorney that was then notarized?

3 MR. LARKIN: Form objection. Go
4 ahead.

5 A. No. And -- no.

6 Q. What did understand the purpose of
7 a notarization to be?

8 A. That -- you know, honestly, at the
9 time, I knew it was just part of the
10 procedure. There were times when orders were
11 left to be notarized by the notary in the
12 office, but didn't mean that the person was
13 actually standing there before them signing in
14 front of her.

15 Q. How often did that happen?

16 A. I don't know.

17 Q. Were you in the courtroom when the
18 verdict was returned in Mr. Collins' case?

19 A. I don't remember.

20 Q. Do you remember whether or not Mr.
21 Posner or Mr. Vecchione ever met with Mr.
22 Oliva, Edwin Oliva after the trial?

23 A. I have no idea.

24 Q. Did you learn at any point long
25 after the trial, that Mr. Collins had filed a